

1-1 By: Smith of Harris, et al. H.B. No. 2554  
1-2 (Senate Sponsor - Williams)  
1-3 (In the Senate - Received from the House May 9, 2003;  
1-4 May 16, 2003, read first time and referred to Committee on Natural  
1-5 Resources; May 26, 2003, reported favorably by the following vote:  
1-6 Yeas 7, Nays 0; May 26, 2003, sent to printer.)

1-7 A BILL TO BE ENTITLED  
1-8 AN ACT

1-9 relating to the application of new requirements for commercial  
1-10 nonhazardous industrial solid waste landfill facilities to be  
1-11 adopted by the Texas Commission on Environmental Quality.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. As soon as practicable after the effective date  
1-14 of this Act, the Texas Commission on Environmental Quality shall  
1-15 adopt rules governing all aspects of the management and operation  
1-16 of a new commercial landfill facility that proposes to accept  
1-17 nonhazardous industrial solid waste for which a permit has not been  
1-18 issued on or before the effective date of this Act.

1-19 SECTION 2. (a) The Texas Commission on Environmental  
1-20 Quality shall suspend the permitting process for any pending  
1-21 application for a permit for a new commercial landfill facility  
1-22 that proposes to accept nonhazardous industrial solid waste until  
1-23 the rules adopted under Section 1 of this Act take effect.

1-24 (b) The Texas Commission on Environmental Quality shall  
1-25 provide that the rules adopted under Section 1 of this Act apply to  
1-26 every application for a permit for a new commercial landfill  
1-27 facility that proposes to accept nonhazardous industrial solid  
1-28 waste that is filed on or after the effective date of this Act and  
1-29 every application for a permit for a new commercial landfill  
1-30 facility that proposes to accept nonhazardous industrial solid  
1-31 waste that is pending on the effective date of this Act.

1-32 (c) The Texas Commission on Environmental Quality may allow  
1-33 an applicant who filed such an application that is pending on the  
1-34 effective date of this Act to amend the application to conform to  
1-35 the rules adopted under Section 1 of this Act.

1-36 SECTION 3. This Act takes effect immediately if it receives  
1-37 a vote of two-thirds of all the members elected to each house, as  
1-38 provided by Section 39, Article III, Texas Constitution. If this  
1-39 Act does not receive the vote necessary for immediate effect, this  
1-40 Act takes effect September 1, 2003.

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